

1 JESSICA E. RAUFF, ESQ. (SBN:262264)
2 The Law Office of Jessica E. Rauff
3 1045 S. 12th Street
4 San Jose, CA 95112
T: (408) 466-7436
F: (408) 668-0977
JRauff@gmail.com

5 Attorney for Plaintiffs

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN JOSE DIVISION

11 JENNIFER AND TYSON BILLINGSLEY,) Date: December 17, 2010
12 individuals, SUSAN KOEPPBAKER, an)
13 individual, on behalf of themselves and) Case No. 5:10 CV 02516 JF
14 others similarly situated)
15 Plaintiffs,) **PLAINTIFFS' NOTICE OF VOLUNTARY
16 vs.) DISMISSAL PURSUANT TO FEDERAL
17 J.P. MORGAN CHASE, N. A., a New) RULE OF CIVIL PROCEDURE 41(a)(1)
18 York corporation, WASHINGTON)
19 MUTUAL BANK, a former Washington)
20 corporation,)
and DOES, 1-10)
Defendants)
_____)**

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1 TO ALL PARTIES AND COUNSEL OF RECORD:

2 COMES NOW, Plaintiffs, through undersigned counsel, in light of the good-faith efforts on
3 behalf of Defendants to adjudicate all claims outside of court, and in accordance to Fed. R. Civ. P.
4 41(a)(1), Plaintiffs voluntarily dismiss the above-captioned action against all Defendants without
5 prejudice.

6 Dated: December 17, 2010

/s/ Jessica Rauff

7 Jessica E. Rauff

8 Attorney for Jennifer and Tyson Billingsley

Susan Koeppbaker

and a class of others similarly situated

9

10 **ORDER**

11 IT IS SO ORDERED

12 DATED: 1/4/11

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16 The Hon. Jeremy Fogel
United States District Court

Certificate of Service

I am employed in the County of Santa Clara, State of California. I am over the age of 18. My business address is 1045 S. 12th Street, San Jose, California, 95112.

On December 17, 2010, I served the following documents as follows:

NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE

To:
GEORGE G. WEICKHARDT (SBN 58586)
ROPERS, MAJESKI, KOHN & BENTLEY PC
201 Spear Street, Suite 1000
San Francisco, California 91405
Telephone: 415-972-6370
Facsimile: 415-972-6301
Email: gweickhardt@rmkb.com

BURKE, WARREN, MACKAY & SERRITELLA, P.C.

LEANN PEDERSEN POPE

lpope@burkelaw.com

VICTORIA R. COLLADO

vcollado@burkelaw.com

TIFFANY L. SORGE SMITH

tsorgesmith@burkelaw.com

330 North Wabash Avenue 22nd Floor

350 North Wabash Avenue, Suite 100
Chicago, Illinois 60611-3607

Telephone: 312-840-7000

Facsimile: 312-840-7900

Fax: 512-640-7900

Attorneys for Defendant JPMORGAN CHASE BANK, N.A.

BY (CM/ECF Electronic Filing) I caused the above document(s) to be transmitted to the office(s) of the addressee(s) listed above by electronic mail at the e-mail address(es) set forth above pursuant to Fed.R.Civ.P.5(d)(1). "A Notice of Electronic Filing (NEF) is generated automatically by the ECF system upon completion of an electronic filing. The NEF, when e-mailed to the e-mail address of record in the case, shall constitute the proof of service as required by Fed.R.Civ.P.5(d)(1). A copy of the NEF shall be attached to any document served in the traditional manner upon any party appearing pro se."

I declare under the penalty of perjury that I am a member of the bar of this court and the foregoing is true and correct.

Date: December 17, 2010

/s/ Jessica E. Rauff